

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

ZULAY RODRÍGUEZ VÉLEZ, et al.

Plaintiffs,

v.

HON. PEDRO R. PIERLUISI URRUTIA,

Defendant.

CIVIL NO. 21-1366 (PAD)

MOTION TO TAKE JUDICIAL NOTICE

TO THE HONORABLE COURT:

COME NOW Pedro R. Pierluisi Urrutia, in his official capacity as Governor of the Commonwealth of Puerto Rico, through the undersigned counsel, without waiving any right, objection or defense arising from the Title III of Puerto Rico Oversight, Management and Economic Stability Act (“PROMESA”), 48 U.S.C. §§2101 et seq., the Commonwealth’s Petition under said Title or under this case, and respectfully allege and pray as follows:

1. Pursuant to Federal Rule of Evidence 201(b), a court may take judicial notice of a fact that is not subject to reasonable dispute because it: is generally known within the trial court's territorial jurisdiction; or can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned.

2. Defendant hereby provides the following fact that is generally known within the court’s jurisdiction and is not subject to reasonable dispute for the Court’s consideration:

- a. On September 22, 2021, it was reported that an unvaccinated pregnant woman died due to Covid-19 and the unborn child did not survive the emergency caesarean section. It would be the fifth pregnant woman to die of Covid-19 in Puerto Rico. ¹

3. Defendant requests that the Court takes judicial notice of the above-mentioned adjudicative facts pursuant to Federal Rule of Evidence 201(b) because it is a matter generally known within the trial court's territorial jurisdiction and may facilitate the adjudication of the present controversy.

WHEREFORE, it is respectfully requested that this Honorable Court takes judicial notice of the above-mentioned adjudicative facts pursuant to Federal Rule of Evidence 201(b).

I HEREBY CERTIFY that on this same date, I electronically filed the foregoing with the Clerk of the Court using CM/ECF system which will send notification of such filing to all attorneys of record.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, on September 23, 2021.

DOMINGO EMANUELLI-HERNÁNDEZ
Secretary of Justice

SUSANA I. PEÑAGARÍCANO-BROWN
Deputy Secretary in Charge of Litigation

IDZA DÍAZ RIVERA
Director of Legal Affairs
Federal Litigation and Bankruptcy Division

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¹ Source: Reported by the President of the College of Surgeons of Puerto Rico, Víctor Ramos. (<https://www.univision.com/local/puerto-rico-wlii/muere-mujer-embarazada-covid-19-puerto-rico>; <https://www.metro.pr/pr/noticias/2021/09/22/muere-embazarada-covid.html>; and <https://www.elnuevodia.com/noticias/locales/notas/muere-la-quinta-embarazada-por-covid-19-en-puerto-rico/>)